IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY APPLICATION NO.200 OF 2005
IN
COMPANY PETITION NO.773 OF 2000

M/s.Ashok Leyland Finance Ltd...Petitioner

Shri Nitin C. Chauhan .....Applicant
Vs.
The Liquidator, Liquidator
of M/s.Nisarga Forest (I) Ltd. (In Liqun.)..Respondents

Shri R.D. Soni for the Applicant.
Mr. Yogesh Ameta i/b. Advocate Shkuntala Joshi for petitioner
Mr. S.C. Gupta, Official Liquidator present.

CORAM: A.M. KHANWILKAR, J.
DATE : 4th August, 2005

P.C.:

1. Heard Mr. Soni, for the Applicant. In substance the relief in the subject application is for review of order dated 1st July, 2004. I see no reason to review the order dated 1st July, 2004. The argument of Applicant that certain facts have now come to the notice of the applicant, namely, that the Official Liquidator has no funds for his disposal to proceed to institute the suit for specific performance, as is required to be filed in terms of the observation in the order dated 1st July, 2004, in my opinion, can be no ground to recall or review the order as it stands. Hence application rejected.

(A.M. KHANWILKAR, J.)